

Docket No. 79287.21501
Serial No. 10/663,317



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Confirmation No.: 1325
: Group Art Unit : 1772
Norman S. MARTUCCI et al. :
: Examiner: Michael C. Miggins
Serial No.: 10/663,317 :
: Filed: September 15, 2003 :
For: CORRUGATED HOSE ASSEMBLY

TERMINAL DISCLAIMER PURSUANT TO 37 CFR 1.321(b)

U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

The undersigned, on behalf of the petitioner, TELEFLEX INCORPORATED, represents that TECHNOLOGY HOLDING COMPANY II, a wholly-owned subsidiary of TELEFLEX INCORPORATED, is the owner of the entire right, title and interest of U.S. Application No. 09/634,277, filed on August 9, 2000 for CORRUGATED HOSE ASSEMBLY by virtue of an Assignment from all of the inventors thereof recorded on November 15, 2004, at Reel 015980, Frame 0498, now issued as U.S. Patent 6,641,884; and U.S. Application No. 10/614,300, filed on July 3, 2003 for CORRUGATED HOSE ASSEMBLY by virtue of an Assignment from all of the inventors thereof recorded on March 24, 2006, at Reel 017353, Frame 0427, now issued as U.S. Patent 6,948,528. The undersigned further represents that TELEFLEX FLUID SYSTEMS, INC., a wholly-owned subsidiary of TELEFLEX INCORPORATED, is the owner of the entire right, title and interest in the above-captioned U.S. Application No. 10/663,317 by virtue of an Assignment from all of the inventors thereof executed on February 3, 2004, at Reel 014315, Frame 0601.

Petitioner hereby certifies that the above-mentioned Assignments have been reviewed and to the best of petitioner's knowledge and belief, title is in petitioner who is seeking to take this action.

Petitioner hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Application No. 10/663,317 which would extend beyond the expiration of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patents 6,641,884 and 6,948,528, and hereby agrees that any patent so granted on the above-captioned U.S. Application No. 10/663,317 shall be enforceable only for and during such period that the legal title to U.S. Patents 6,641,884 and 6,948,528, shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No. 10/663,317, this agreement to run with any patent granted on the above-captioned U.S. Application No. 10/663,317 and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 10/663,317 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patents 6,641,884 and 6,948,528 in the event that U.S. Patents 6,641,884 and 6,948,528 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned whose signature and title appear below is empowered to act on behalf of petitioner.

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I declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001, Title 18, of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

BAKER & HOSTETLER LLP



Scott A. Felder
Registration No. 47,558

Date: 1 MAY 06
Baker & Hostetler LLP
Washington Square, Suite 1100
1050 Connecticut Avenue, N.W.
Washington, D.C. 20036
Telephone: (202) 861-1500
Facsimile: (202) 861-1783